IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE K.P.BALACHANDRAN

WEDNESDAY, THE 4TH JULY 2007 / 13TH ASHADHA 1929

WP(C).No. 20524 of 2007(R)

AGAINST THE ORDER DATED 17/02/2007 IN IA 3773/05 IN RCA.27/2005 of V ADDL. DISTRICT COURT, ERNAKULAM
.....

PETITIONER:

BHANUMATHI AMMA, W/O. A.V.VACCO (LATE),
AGED 80, PALLAYIT (H), CHITTOOR ROAD, ERNAKULAM.

BY ADV. SRI.G.KRISHNAKUMAR

RESPONDENTS:
----

1. **THIRUVENKATAM, S/O. (FATHER'S NAME NOT KNOW TO THE PETITIONER), AGED 75, SEEMATTI SADANAM, MATTAMBALAM VILLAGE, HOSPITAL LANE, K.K.ROAD, KOTTAYAM.**

2. **BEENA, D/O. T.SEETHALAKSHMI, AGED 47, SEEMATTI SADANAM, MATTAMBALAM VILLAGE.**

3. **UNNI VACCO, S/O. LATE A.V.VACCO, HOLLYWOOD SHOES, M.G.ROAD, NEAR SEEMATTI, ERNAKULAM, COCHIN.**

4. **SUNN VACCO, S/O. LATE A.V.VACCO, AGED 43, HOLLYWOOD SHOES, M.G.ROAD, NEAR SEEMATTI, ERNAKULAM, COCHIN.**

BY

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 04/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C) NO.20524/3007

JUDGMENT

DISMISSED AS NOT PRESSED WITHOUT PREJUDICE TO RAISE ALL THESE POINT AFTER APPEAL IS FINALLY DISPOSED OF BY THE APPELLATE AUTHORITY IS THE FINAL DECISION APPELLATE AUTHORITY IS AGAINST PETITIONER.

04.07.2007 **SD/- J.B.KOSHY, JUDGE**

SD/- K.P.BALACHANDRAN, JUDGE

/TRUE COPY

P.A . TO JUDGE

tss

J.B.KOSHY & K.P.BALACHANDRAN, JJ.

W.P.(C).NO.20524 OF 2007 (R)

Dated this the 4th day of July, 2007

J U D G M E N T

KOSHY,J.

Dismissed as not pressed without prejudice to raise all these points after appeal is finally disposed of by the appellate authority, if the final decision of the appellate authority is against the petitioner.

J.B.KOSHY, JUDGE

K.P.BALACHANDRAN, JUDGE

prp

J.B.KOSHY & K.P.BALACHANDRAN, JJ.

M.F.A.NO. OF 2006 ()

J U D G M E N T

2nd July, 2007